

IN THE DISTRICT COURT OF GUAM  
TERRITORY OF GUAM  
MAGISTRATE CRIMINAL MINUTES

CASE NO. 05-00007

DATE: 06/17/2005

TIME: 11:28 A.M.

HON. JOAQUIN V.E. MANIBUSAN, JR., Magistrate Judge  
Court Reporter: Wanda Miles  
Hearing Electronically Recorded: 11:28:29 - 11:44:40

Law Clerk: Judith Hattori  
Courtroom Deputy: Virginia T. Kilgore  
CSO: B. Pereda

\*\*\*\*\* APPEARANCES \*\*\*\*\*

DEFT: HAROLD J. CRUZ

(X) NOT PRESENT ( ) CUSTODY (X) BOND ( ) P.R.

ATTY: KIM SAVO

(X) PRESENT ( ) RETAINED (X) FPD ( ) CJA APPOINTED

DEFT: ERNEST Q. MUNA

(X) PRESENT ( ) CUSTODY (X) BOND ( ) P.R.

ATTY: MARK SMITH

(X) PRESENT ( ) RETAINED ( ) FPD (X) CJA APPOINTED

U.S. ATTORNEY: JOSEPH TOCK

AGENT: JUSTIN OLIVER, SPECIAL ASSISTANT U.S.  
ATTORNEY, AAFB

U.S. PROBATION:

U.S. MARSHAL: W. GRAY

INTERPRETER: \_\_\_\_\_ ( ) SWORN LANGUAGE: \_\_\_\_\_  
( ) PREVIOUSLY SWORN

**FILED**  
DISTRICT COURT OF GUAM

JUN 17 2005

PROCEEDINGS:

PRETRIAL CONFERENCE

MARY L.M. MORAN  
CLERK OF COURT

( ) MOTION (S) ARGUED BY ( ) PLAINTIFF ( ) DEFENDANT

( ) MOTION(s) \_\_\_\_ Granted \_\_\_\_ Denied \_\_\_\_ Settled \_\_\_\_ Withdrawn \_\_\_\_ Under Advisement

( ) ORDER SUBMITTED \_\_\_\_ Approved \_\_\_\_ Disapproved

( ) ORDER to be Prepared By: \_\_\_\_\_

(X) PROCEEDINGS CONTINUED TO: JUNE 20, 2005 at 1:30 P.M. \*

(X) BENCH TRIAL SET FOR: JUNE 21, 2005 at 9:00 A.M. \*

NOTES:

Government stated that he will file an Information that clarifies that he will only proceed under the Assimilative Crimes Act and not pursue the Lacey Act filing. Counsel had no objection. The Court stated that this a Class B misdemeanor which entitles the defendants to a Court trial and not a jury trial. The Court stated that The Court and the parties discussed the issue of exhibits and witnesses.